



INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

We make Indiana a cleaner, healthier place to live.

Frank O'Bannon
Governor

Lori F. Kaplan
Commissioner

100 North Senate Avenue
P. O. Box 6015
Indianapolis, Indiana 46206-6015
(317) 232-8603
(800) 451-6027
www.state.in.us/idem

VIA CERTIFIED MAIL

John L. Hattersley, P.E.
Rumpke of Indiana, LLC
10795 Hughes Road
Cincinnati, Ohio 45251

Dear Mr. Hattersley:

Re: Approval of Renewal of
Solid Waste Facility Permit FP 89-08
Richmond Transfer Station
Wayne County

The permit renewal application for the above-referenced facility as received on December 19, 2002, has been reviewed and certified as meeting the requirements of IC 13-15-1-3 and 329 IAC 11-11-2. This permit renewal applies to the transfer station located at 275 North Fort Wayne Avenue, Richmond in Wayne County which contains approximately 7.835 acres. The permittee or operator shall operate this facility according to the terms and requirements of this renewal permit letter and enclosures and the applicable statutes and regulations in effect on the effective date of this renewal. This facility permit renewal FP 89-08 will expire on February 15, 2008.

This permit renewal allows Rumpke of Indiana, LLC, to continue operating the facility subject to the terms of this letter and the enclosed requirements. In accordance with 329 IAC 11-11-4, solid waste facility permit FP 89-08 does not authorize: any injury to any person or private property; the invasion of other private rights; the infringement of federal, state, or local laws or regulations; nor preempt any duty to comply with other state or local requirements.

In order to continue operation past this permit's expiration date, a renewal application in accordance with 329 IAC 11-9-4 must be submitted at least one hundred twenty (120) days prior to the expiration date of March 15, 2008.

Pursuant to IC 4-21.5, a Petition for Review of this permit renewal letter may be initiated by you, as applicant, or by an "aggrieved or adversely affected person". This permit renewal becomes effective once all applicable time periods for petitioning for Stays of Effectiveness have expired, unless you are notified in writing by an Environmental Law Judge that the permit renewal has been further stayed. As discussed in our enclosed Notice of Decision, if you wish to challenge this decision, you must file a Petition for Review with the Office of Environmental Adjudication within eighteen (18) days from the date that this permit renewal letter was mailed, pursuant to IC 4-21.5-3-7.

Mr. Hattersley
Page 2

If you have any questions regarding this matter, please call (800) 451-6027, press 0 and ask for John Hale, or ask for extension 2-8871, or dial 317/232-8871.

Sincerely,

Thomas Linson, Chief
Permits Branch
Office of Land Quality

JH

Enclosure: Permit Requirements
 Notice of Decision
 Letter to the Palladium-Item
 Letter to the Morrisson-Reeves Library

cc: Wayne County Health Department
 Wayne County Commissioners
 W.U.R. Solid Waste Management District

PERMIT REQUIREMENTS

- A. General Permit Requirements
- B. Closure/Post-Closure Requirements

A. GENERAL PERMIT REQUIREMENTS

- A1. The facility shall operate in accordance with the applicable requirements of 329 IAC 11.
- A2. The ground surface around the facility must be properly sloped, graded, and maintained to promote proper surface water run-off and to prevent ponding of water.
- A3. It is recommended that all required submittals be printed double-sided and sent via certified mail. All information required to be submitted by this permit shall be sent to:

John Hale
Solid Waste Permits Section
Office of Land Quality
Indiana Department of Environmental Management
100 North Senate Avenue (N1154)
P.O. Box 6015
Indianapolis, Indiana 46206-6015

- A4. The following requirements apply to insignificant modifications at the facility:
 - (a) The permittee may not be required to apply for a minor or a major modification of the current permit from the Indiana Department of Environmental Management (IDEM) if proposing one of the insignificant modifications described in Requirements A4(b) or A4(c) below.
 - (b) If the permittee proposes or is required to make one of the following insignificant modifications, the permittee shall provide notice to IDEM via certified mail no later than seven (7) calendar days after the modification has been made:
 - (1) Addition of recycling activities and associated storage areas.
 - (2) Addition or change of outside storage of white goods or other scrap metal.
 - (3) Changes in traffic patterns.
 - (4) Changing the size of a compactor.
 - (5) Addition of, or changing, the tipping floor entrance doors.
 - (6) Addition of, or changes to, collection of household hazardous waste, as defined at 40 CFR 261.4(b)(1), revised July 1, 1999.

The notice must include a detailed description of the modification and the date the modification was completed or will be completed.

- (c) If the permittee proposes or is required to make one of the following insignificant modifications, the permittee shall submit documentation of the proposed insignificant modification to IDEM via certified mail prior to making the modification:

- (1) Addition of, or the transfer of, uncontainerized pollution control wastes, as defined at 329 IAC 11-2-29.
- (2) Changes in the waste water handling or disposition procedures or both.
- (3) Alterations to the drainage around the facility, except for normal maintenance.
- (4) Changes in the facility layout.
- (5) Any modification to the permitted facility that IDEM determines will improve the operation of the facility without significantly altering the approved solid waste processing facility permit.

The documentation must include a detailed description of the proposed project.

- (d) If IDEM determines that the modification under Requirement A4(c) is a major or minor modification, the permittee will be notified in writing within thirty (30) days after receipt of the documentation by IDEM, that the permittee must submit an application for a minor or major modification to the current permit.
- (e) If the permittee does not receive notification from IDEM within thirty (30) days after the IDEM's receipt of the documentation as required by Requirement A4(c), the permittee may initiate the insignificant modification in accordance with documentation provided to IDEM.
- (f) No permit modification shall be required for an insignificant modification that is required to:
 - (1) correct operational violations under this article; or
 - (2) protect human health and the environment.

A5. The following requirements apply to the acceptance and processing of pollution control waste at the facility:

- (a) Pollution control wastes, as defined at 329 IAC 11-2-29, must not be accepted at the facility (except as permitted in Requirement A4(c)(1), or as allowed under Requirement A5(b)) unless it is received, managed and shipped in non-leaking containers, or with written approval from IDEM.
- (b) A facility may receive incidental amounts (less than 220 pounds) of pollution control waste in a shipment provided the waste does not pose a contact or airborne hazard to personnel in the facility.
- (c) A facility may not accept waste containing free liquids unless it is incidental to the load.
- (d) No hazardous waste that is regulated under 329 IAC 3.1, may be accepted at this facility, except hazardous waste from a conditionally exempt small quantity generator (CESQG).

- (e) If any regulated hazardous waste (except CESQG waste) or untreated infectious waste is found at the processing facility, the processing facility must segregate and containerize the waste and contact the Office of Land Quality's Compliance Branch (317) 308-3131 within 72 hours of discovery.
- (f) Hazardous waste accepted from any conditionally exempt small quantity generator, CESQG must be delivered to a permitted municipal solid waste landfill for disposal in accordance with 40 CFR 261.5.

B. CLOSURE/POST-CLOSURE REQUIREMENTS

- B1. The permittee must close and maintain the facility during the one-year post-closure period in a manner that:
 - a) Minimizes the need for further maintenance;
 - b) Controls post-closure escape of contaminants to the ground surface, surface waters, ground waters or the atmosphere; and
 - c) At a minimum is in compliance with all applicable requirements of this letter.
- B2. The permittee shall notify IDEM when the facility closes. The final closure of the facility shall be initiated within seventy-two (72) hours after receiving the final volume of waste. The following closure activities shall be performed at the facility during the final closure:
 - a) Notification of all affected parties that the facility closed. A sign that references the nearest landfill or other processing facility must be established at the site.
 - b) Removal of all solid waste left or stored at the facility. The waste must be properly disposed of at a permitted facility. Removal of all storage containers and recyclable materials.
 - c) Cleanup of tipping floor and waste storage areas so they are free of waste and contaminated liquid.
 - d) Removal of wastewater holding tanks if applicable. The wastewater must be pumped out and disposed of in accordance with local, State, and federal statutes and rules. Cleanup of septic tank if applicable.
 - e) Cleanup of sediment pond wherever applicable. Dredging of sediments may be necessary.
- B3. Waste that contains any significant putrescible component, or any other waste that may create pollution conditions, shall be removed from the facility within two (2) days of initiation of the facility final closure. All other closure activities shall be completed within ninety (90) days of initiation of the final closure activities.

- B4. The permittee shall submit to IDEM within thirty (30) days of closure a certification signed by the permittee which specifically identifies the closed facility and documents that the closure was performed in accordance with the above listed conditions. The certification shall also include the facility contact person during the post-closure care period, the person's name, address, and phone number.
- B5. The final closure will be deemed adequate unless within one hundred fifty (150) days of receipt of the certification required in Requirement B4 of this letter, IDEM issues a notice of deficiency of final closure, including additional action which must be taken and the timetable for the necessary additional action.
- B6. The permittee shall perform post-closure care for one year at the facility following completion of closure activities. The following duties shall be implemented after closure of the facility has been certified and deemed adequate by IDEM:
- a) Inspection of the facility semi-annually followed by a written inspection report on the condition of the facility to be submitted to IDEM within thirty (30) days of the inspection.
 - b) Maintenance of the facility surface water run-off control wherever applicable.
 - c) Maintenance of access control.
 - d) Removal of any waste that may be illegally dumped at the closed facility.
- B7. When the post-closure care requirements as specified in Requirement B6 of this letter have been completed, the permittee shall submit within thirty (30) days a certification statement signed by the permittee that the post-closure care requirements have been met. The post-closure certification will be deemed adequate unless within one-hundred fifty (150) days of receipt of the certification, IDEM issues a notice of deficiency of post-closure, including actions necessary to correct the deficiency.
- B8. Subsequent to the completion of post-closure, the owner or operator of a closed facility or the owner of real estate upon which a closed facility is located shall be responsible for immediately correcting and controlling any nuisance conditions occurring at the facility.
- B9. The permittee shall adequately fund closure and post-closure of the facility. Until final closure of the facility is certified, the permittee must annually review and submit to IDEM the updated financial closure and post-closure estimate within thirty (30) days of each anniversary date of the original effective date of establishment of financial responsibility for closure and post-closure. As part of the annual review, the permittee must revise the closure and post-closure estimates as listed in 329 IAC 10-39-2(c)(1)(A) and (B) and/or for any changes in the facility plans that may increase the cost of closure or post-closure.

- B10. The permittee shall maintain financial responsibility of closure and post-closure similar to that provided for in 329 IAC 10-39.

The sum used for funding of the closure and post-closure of the facility shall be thirty two thousand dollars (\$32,000), based on four thousand dollars (\$4,000) per acre or fraction of an acre and the facility acreage. The permittee may revise the cost estimates by submitting a detailed cost analysis for closure and post-closure of the facility. The revised cost estimates must be approved by IDEM prior to the implementation of any changes in the originally approved fund. However, the sum of the closure cost estimate and post-closure cost estimate shall not be less than four thousand dollars (\$4,000) per acre or a fraction of an acre covered by the permitted facility.